



Docket No.: 1293.1913

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Geun-yong PARK

Serial No. 10/687,965

Group Art Unit: 2852

Confirmation No. 8643

Filed: October 20, 2003

Examiner: Tran, Hoan H.

For: TRANSFER UNIT OF ELECTROPHOTOGRAPHIC IMAGE FORMING APPARATUS

COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

A Statement of Reasons for Allowance was forwarded in the Notice of Allowability mailed October 20, 2005.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

The Examiner characterizes certain features of various claims. However, the Examiner has not recited the appropriate language for the appropriate claims as pending and allowed in the application.

By way of example, the reasons indicate that the transfer unit is to transfer the images. However, none of the claims recite "images." Also, the reasons refer to a transfer backup roller moving portion which "ascends and descends the transfer backup roller assembly." However, independent claims 19 and 23 do not recite that any element ascends or descends.

The foregoing is merely meant to be exemplary, and does not point out all of the discrepancies between the Examiner's Statement of Reasons for Allowance and the claimed features of the currently pending claims.

It is further submitted that the claims speak for themselves and should not be interpreted based on the Examiner's characterizations of same. It is also submitted that the claims provide their own best evidence as to the reasons for allowance.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 12-2-05

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